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JCC490 U.S. PTO

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UTILITY PATENT APPLICATION TRANSMITTAL

<i>Address to:</i> Box PATENT APPLICATION Commissioner for Patents United States Patent & Trademark Office Washington, D.C. 20231	<i>Attorney Docket No.</i> BOET 0130 PUS
	<i>Inventor(s) or Appln. Identifier</i> Jurgen Bode Jose Seibler Dirk Schuebeler

JC971 U.S. PTO
09/04/01

1. This application entitled **METHOD FOR MARKER-FREE REPETITIVE DNA EXPRESSION CASSETTE EXCHANGE IN THE GENOME OF CELLS OR PARTS OF CELLS** is:
 - a. A new application under 37 C.F.R. § 1.53(b).
 - b. A continuation divisional or continuation-in-part application under 37 C.F.R. § 1.53(b) of prior application Serial No. 09/257,561 filed on February 25, 1999, entitled **METHOD FOR MARKER-FREE REPETITIVE DNA EXPRESSION CASSETTE EXCHANGE IN THE GENOME OF CELLS OR PARTS OF CELLS**.
 - c. A new utility application which claims the benefit of provisional application Serial No. , filed on .

Application elements and other attached papers:

2. Specification (including Claims and Abstract) [Total Pages 26]
3. Drawings (informal / formal) [Total Sheets 3]
4. Oath or Declaration
 - a. Newly-executed
 - b. Copy from a prior application (37 C.F.R. § 1.63(d))
5. Incorporation By Reference: The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Item 4b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.
6. This application is filed by fewer than all the inventors named in the prior application, 37 C.F.R. § 1.53(d)(4).
 - a. **DELETE** the following inventor(s) named in the prior nonprovisional application:

 - b. The inventor(s) to be deleted are set forth on a separate sheet attached hereto.

CERTIFICATION UNDER 37 C.F.R. § 1.10

I hereby certify that this **UTILITY PATENT APPLICATION TRANSMITTAL** and the documents referred to as attached therein are being deposited in the below date with the United States Postal Service in an envelope as "Express Mail Post Office to Addressee" addressed to: Box Patent Application, Commissioner for Patents, United States Patent and Trademark Office, Washington, D.C. 20231 on:

Express
Mail Label No. EL 481734274 US

Date of Deposit: April 25, 2001

DONNA L. SCHULTE

(Type or print name if printed on mailing paper)

 (Signature if printed on mailing paper)

04/25/01

7. Preliminary Amendment:

a. A Preliminary Amendment is attached.

b. Cancel in this application original claims _____ of the prior application before calculating the filing fee.

c. Please amend the specification by inserting before the first line the following sentence:

"This is a continuation

divisional

of copending application(s) serial number 09/257,561

filed on February 25, 1999."

d. A Petition to Suspend Prosecution For The Time Necessary to File An Amendment (New Application Filed Concurrently) is attached.

8. Small entity status:

a. Applicant claims small entity status.

b. Small entity status was claimed in the prior nonprovisional application and such status is still proper and desired.

c. Is no longer desired.

9. Fee Calculation:

FOR	NUMBER FILED	NUMBER EXTRA	RATE	CALCULATIONS
TOTAL CLAIMS (37 C.F.R. § 1.16(c))	11 -20 =	---	x 18.00	-0-
INDEPENDENT CLAIMS (37 C.F.R. § 1.16(b))	1 -3 =	---	x 80.00	-0-
MULTIPLE DEPENDENT CLAIMS (if applicable) (37 C.F.R. §1.16(d))			270.00	-0-
BASIC FEE (37 C.F.R. § 1.16(a))				710.00
TOTAL OF ABOVE CALCULATIONS				710.00
REDUCTION BY 50% FOR FILING BY SMALL ENTITY (NOTE 37 C.F.R. §§ 1.9, 1.27, 1.28)				355.00
\$40.00 ASSIGNMENT RECORDAL FEE (if applicable)				-0-
TOTAL				355.00

12. Maintenance of Copendency of Prior Application

A request for extension of time and the appropriate fee have been filed in the pending prior application (or are being filed in the prior application concurrently herewith) to extend the period for response until _____.

13. An Information Disclosure Statement (IDS) is attached, along with the following indicated attachments thereto:

a. Form PTO/SB/08 (_____ sheet(s))

b. Copies of references cited

14. Certified copy of priority document(s)

15. Return Receipt Postcard

16. Other: _____

17. An Assignment of the invention to _____ having an address of _____

a. is attached.

b. was recorded on _____ at Reel _____, Frame _____.

c. Applicant requests that the above assignee information be published with the application.

18. The power of attorney in the prior application is to:

William G. Conger
Name of Attorney of Record

31,209

Reg. No.

The power appears in the original papers in the prior application. A copy is attached herewith.

The power does not appear in the original papers, but was filed on _____.

A new power has been executed and is attached.

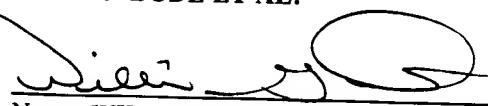
19. Correspondence Address: Please address all future communications to:

WILLIAM G. CONGER,
Brooks & Kushman P.C.
1000 Town Center, 22nd Floor
Southfield, MI 48075-1351
Telephone: 248-358-4400; Fax: 248-358-3351

Respectfully submitted,

JURGEN BODE ET AL.

Date April 25, 2001


Name: WILLIAM G. CONGER
Registration No.: 31,209

Attorney or agent of record
 Filed under Rule 34(a)